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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SETH FREED WESSLER,

Plaintiff,

- versus -

UNITED STATES DEPARTMENT OF  
JUSTICE and UNITED STATES  
MARSHALS SERVICE,

Defendants.

No. 17 Civ. 976 (SHS)

**NOTICE OF MOTION FOR PARTIAL SUMMARY JUDGMENT**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Motion for Partial Summary Judgment, as well as the Declaration of Katherine Day, defendant United States Department of Justice, by its attorney, Geoffrey S. Berman, United States Attorney for the Southern District of New York, hereby moves this Court for an order pursuant to Federal Rule of Civil Procedure 56(a) entering partial summary judgment in favor of the defendant.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's scheduling orders, Dkt. Nos. 36, 37, opposition papers, if any, must be served upon the United States Attorney's

Office, Southern District of New York, 86 Chambers Street, 3rd Floor, New York, New York,  
10007, no later than July 27, 2018.

Dated: July 6, 2018  
New York, New York

Respectfully submitted,

GEOFFREY S. BERMAN  
United States Attorney

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To: J. David Pollock, counsel for plaintiff (by ECF)